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December 27, 2023

VIA ECF

Hon. Alvin K. Hellerstein
United States District Judge
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street
New York, New York 10007

Re: *Kelly Toys Holdings, LLC v. alialialiLL Store, et al.*
Civil Case No. 21-cv-8434 (AKH)
Letter Regarding Supplemental Authority

Dear Judge Hellerstein,

We represent Plaintiff Kelly Toys Holdings, LLC (“Plaintiff”) in the above-referenced action (the “Action”).¹ On July 31, 2023, Plaintiff filed its First Amended Complaint. (Dkt. 81). On September 29, 2023, the Alibaba Defendants filed a motion to dismiss Plaintiff’s First Amended Complaint. (Dkts. 91-92). On October 27, 2023, Plaintiff filed an opposition to the Alibaba Defendants’ motion to dismiss. (Dkt. 93). On November 13, 2023, the Alibaba Defendants filed a reply to Plaintiff’s opposition. (Dkt. 94).

Plaintiff respectfully submits the instant letter to bring to the Court’s attention an order issued earlier today by the Honorable Jesse M. Furman in *Kelly Toys Holdings, LLC v. 19885566 Store et al.*, Case No. 22-cv-9384, denying the Alibaba Defendants’ motion to dismiss. A copy of Judge Furman’s order (Dkt. 131) is enclosed herewith.

We thank the Court for its time and consideration.

Respectfully submitted,

EPSTEIN DRANGEL LLP

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¹ Where a defined term is referenced herein but not defined, it should be understood as it is defined in the Glossary in Plaintiff’s First Amended Complaint. (Dkt. 81).

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